

RECEIVED
CENTRAL FAX CENTER

OCT 11 2006

LAW OFFICES
GIFFORD, KRASS, GROH, SPRINKLE, ANDERSON & CITKOWSKI, P.C.
PATENT, TRADEMARK AND COPYRIGHT PRACTICE
303 DETROIT STREET
SUITE 300
ANN ARBOR, MICHIGAN 48104-1144

(734) 913-9300
FACSIMILE (734) 913-6007
jposu@patlaw.com
dwathen@patlaw.com
mbancroft@patlaw.com
jstuple@patlaw.com

FACSIMILE TRANSMISSION

DATE: October 11, 2006

TO: EXAMINER RICHARD SHAFFER

FACSIMILE NO.: 571-273-8300

FROM: John G. Posa

PAGES TRANSMITTED (INCLUDING COVER SHEET): 2

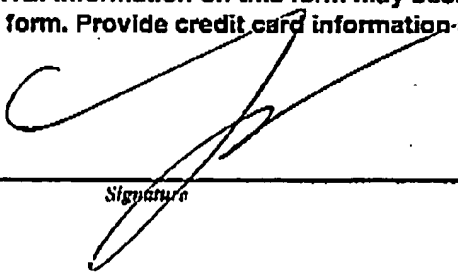
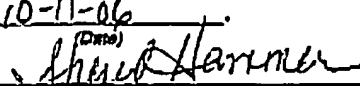
ORIGINAL DOCUMENTS WILL ____ / WILL NOT XX FOLLOW BY MAIL

RE: SN 10/679,919

MESSAGE:

Information contained in this facsimile may be PRIVILEGED and CONFIDENTIAL. It is intended only for the use of the person or entity named above. If you are not the intended recipient, you are hereby notified that any dissemination, distribution, or copying of this communication is neither intended nor permissible. If this facsimile has been received in error, please notify us immediately (call collect) and return the facsimile to us.

OCT 11 2006

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES (Small Entity)					Docket No. BAF-15303/29
In Re Application Of: Ferrec					
Application No. 10/679,919	Filing Date 10/06/2003	Examiner R.Shaffer	Customer No. 25006	Group Art Unit 3733	Confirmation No. 2935
Invention: REDUCED-FRICTION ARTIFICIAL DISC REPLACEMENTS					
<p style="text-align: center;"><u>COMMISSIONER FOR PATENTS:</u></p> <p>Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner dated August 7, 2006 finally rejecting Claim(s) 1 and 3</p> <p>Applicant is a small entity under 37 CFR 1.9 and 1.27.</p> <p><input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27</p> <p>The fee for this Notice of Appeal is: \$250.00</p> <p><input type="checkbox"/> A check in the amount of the fee is enclosed.</p> <p><input type="checkbox"/> The Director has already been authorized to charge fees in this application to a Deposit Account.</p> <p><input checked="" type="checkbox"/> The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 07-1180</p> <p><input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.</p> <p>WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</p> <div style="text-align: center; margin-top: 20px;">  _____ <i>Signature</i> </div> <div style="text-align: right; margin-top: 20px;"> Dated: Oct. 11, 2006 </div> <div style="margin-top: 20px;"> <p>John C. Pos Reg. No. 37,424 Gifford, Krass, Groh et al PO Box 7021 Troy, MI 48007-7021 Tel. 734/913-9300</p> </div> <div style="margin-top: 20px; text-align: center;"> 10/12/2006 TL0111 00000051 071180 10679919 01 FC:2401 250.00 DA </div> <div style="margin-top: 20px;"> cc: </div>					
<div style="border: 1px solid black; padding: 5px;"> <p>I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on 10-11-06.</p> <p style="text-align: center;">(Date)</p> <p style="text-align: center;"></p> <p style="text-align: center;">_____ Signature of Person Mailing Correspondence</p> <p style="text-align: center;">VIA FACSIMILE</p> <p style="text-align: center;">Typed or Printed Name of Person Mailing Correspondence</p> </div>					